

BROKER CHAPMAN MUST GO TO JAIL.

Supreme Court Says He Should Have Answered Questions.

SUGAR TRUST MEN HIT.

Havemeyer and Searles Were Also Contumacious Witnesses at the Same Time.

CHAPMAN ON THE DECISION.

Says He Will Go to Washington at Once—Does Not Seem Worried at the Prospect of a Month in a Common Jail.

Washington, April 19.—The United States Supreme Court today denied the application for a writ of certiorari and habeas corpus, asked by Elverson R. Chapman, the New York broker who refused to testify during the investigation of Senators' habits in regard to speculation in sugar stocks while the Wilson tariff bill was before that body.

Chief Justice Fuller, who delivered the opinion, held that the Senate, under its constitutional right to secure and expel members, had the right to investigate any alleged improper conduct of Senators, and could compel witnesses to give testimony. The sentence of the Supreme Court of the District of Columbia to thirty days in jail and \$100 fine was affirmed.

Brokers MacArthur and Seymour, Messrs. Havemeyer and Searles, of the Sugar Trust; Correspondents E. J. Edwards, of the Philadelphia Press, and John S. Shriver, of the New York Mail and Express, all refused to give testimony before the investigating committee and are affected by the decision.

Mr. Chapman is the only recalcitrant witness who has been tried by the courts, his being a test case.

The Chief Justice said the case was entirely different from the Kilbourn case. "The subject matter as affecting the Senate," he said, "was within the jurisdiction of the Senate. The questions were not intrusions into the affairs of the citizens; they do not seek to ascertain any facts as to the conduct, methods, extent or details of the firm's business, but only whether that firm consensually engaged in buying and selling stocks for Senators; and as to the particular stock named, was it consensually sold to any Senator to buy or sell for him any of that stock whose market price might be affected by the Senate's action. We cannot regard these questions as amounting to an unreasonable search into the private affairs of the witness, simply because he may have been in some degree connected with the alleged transactions; and as investigations of this sort are within the powers of the two houses they cannot be defeated on purely sentimental grounds."

The Chief Justice said the questions were entirely pertinent and that the question of what the Senate might do as a result of the inquiry was not involved. It was plain that negative answers would have cleared the Senate of what was regarded as offensive imputations, while affirmative answers might have led to further action on the part of the Senate within its constitutional powers.

Brokers Elverson R. Chapman and the office of Moore & Schley, No. 80 Broadway, said yesterday:

"The order appears now to be open for investigation without limit, and witnesses must answer or submit to fine and imprisonment. We have, at heavy expense to our firm, and acting as we thought in defense of every business interest, repeatedly fought this claimant authority for over three years and have exhausted every line of defense that could be devised by the law. The result is that we are now confined in a common jail in the District of Columbia."

THEO. HAVEMEYER NOT DYING.

He is Suffering from Influenza and Will Be About in a Few Days.

It was reported last night that Theodore Havemeyer was dying at his home, No. 244 Madison avenue. Dr. Cleveland, his attending physician, when seen at his home, No. 59 West Thirty-eighth street, last night, said: "Mr. Havemeyer is suffering from an attack of influenza, but is not so seriously ill that it alarms either his family or physicians. He is recovering rapidly, and will be about in a short while."

ALGER TO SEE BIG GUNS.

Secretary of War Inspects To-day the High Power Rifles for the Defence of Washington.

Washington, April 19.—Secretary of War Alger will make a trip to Fort Washington, Md., to-morrow to witness a test of the new ten-inch disappearing guns mounted at that point as a means of defence to the capital.

The Secretary is much interested in modern ordnance, and as he has never seen any of the new high-power rifles the trip will be both interesting and instructive and will give him an insight into the vast changes that have occurred in guns since he did his soldiering. He will be accompanied by General Miles, General G. D. Ruggles, General D. W. Fugler, Chief of Ordnance, and several other officers.

The Secretary will also look over the grounds and plans for the new barracks, which are to be built for the garrison soon to be ordered to that post, it being the intention of the Administration to put the artillery regiments into the sea coast fortifications, as they are erected, leaving the inland ports they occupy now to be garrisoned by infantry.

ROOSEVELT IN HIS NEW JOB.

Duly Qualifies as Assistant Secretary of the Navy and Takes Hold.

Washington, April 19.—Theodore Roosevelt, the newly appointed Assistant Secretary of the Navy, arrived here to-day and qualified in his new office.

His predecessor, Mr. McAdoo, had prepared a memorandum of the business which would come before him for immediate consideration and in addition he spent an hour with Mr. Roosevelt initiating him in his new duties.

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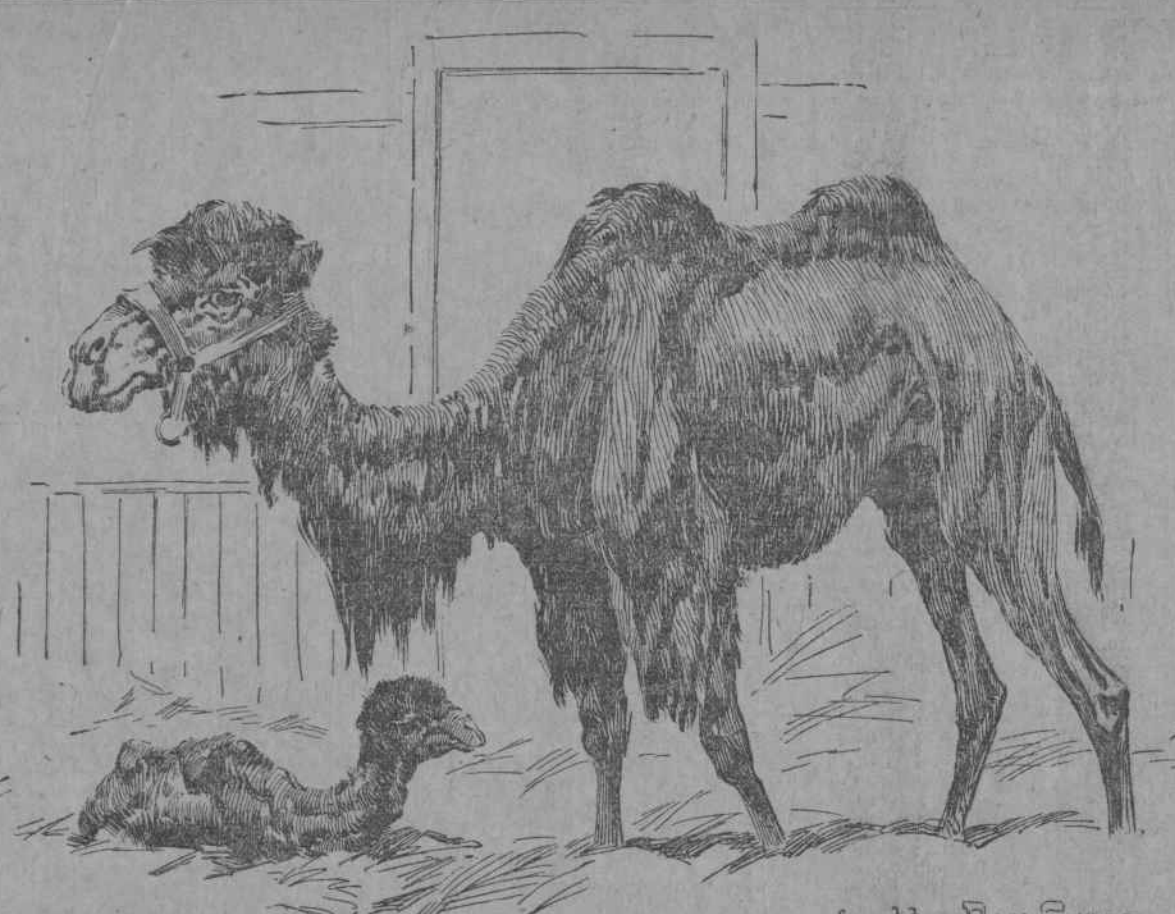
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from Life DAN SMITH

"Easter" Is the Name of This Baby Camel.

IN an alley of the circus in Madison Square Garden, where the wild animals of the jungle and of the desert, labelled like the books of a well-kept library, are placed in two rows in gilt cages ornamented with statuettes, a camel was born on Easter night.

His legs are too weak to support his long, thin, double-humped body, which he stretches to its full length on the straw at his mother's feet. He is brown and might be mistaken for a roll-up mat. The keepers lift him every half hour so that he may be nursed by his mother.

They hold him while he drinks his milk greedily, and when he has finished they try to put him down on the straw again; but he stiffens his legs, knowing very well that they should support him, and resists. His mother has an anxious movement of her head when she sees him fall. She does not know why he cannot stand as other camels do.

The keepers explain that the air of a menagerie is not the air that camels need. They say that they had to shut a crack in the skylight yesterday because a breeze which came through it made the bumps on the little newly born's back shiver. They have named him Easter.

His mother's name is Maggie. She is four years old, and as handsome as a camel can be. She has been in New York for less than a month, having arrived here on a Friday three weeks ago, with a herd of six females and two males.

Little Easter sleeps when he is not eating. He has his mother's patient, resigned mouth, but not her eyes, which are the finest that the camel keepers ever saw.

SMALLPOX AMONG IDIOTS AND BABES.

The Disease Appears in the Asylum at Ward's Island.

FOUR CASES REPORTED.

First Diagnosed as Measles, and Little Precaution Taken Against Its Spread.

Smallpox has added its terrors to the minor epidemics of disease on Randall's Island. Before the quarantine established by the Board of Health at the House of Refuge for trachoma and measles had been thoroughly enforced three children in the Randall's Island asylum and schools, immediately exposed to the contagion.

Still another case was reported to Dr. Benedict yesterday.

There was great excitement on the island yesterday. Inmates of the asylum and schools, the orphanage, the infants' hospital and the House of Refuge were terrorized by the reports of the disease and the bustle of medical and other officials working to prevent its spread. The fumes of disinfectants hung over the island all day, and no person save the inspectors of the Health Board were allowed to land from the steam train.

The seat of the disease is in pavilion F of the asylum and schools. There were 145 inebriate idiots occupying this pavilion, and within close range of the smallpox contagion last Friday, when Dr. Ford, the house physician, discovered a mild eruption on the skin of Henry Bogardus, an idiot boy of fifteen. Soon afterward Edgar Demender, nineteen years old, broke out with a similar eruption. Both of these cases were suspected to be measles until Sunday, when Dr. Bryant, of the Health Board, was summoned in consultation, and the cases were found to be smallpox of a virulent type.

The 143 other inmates of the pavilion were at once examined. John A. Smith, an imbecile of nineteen, was found to have the disease, and yesterday Helen Page, a three months' old infant, was found to be a victim of it. Under the orders of Dr. Charles S. Benedict, chairman of the Board of Contagious Diseases, the three boys were removed on Sunday afternoon to North Brothers Island, where they will be treated by hospital physicians.

Dr. Benedict at once placed Randall's Island under quarantine and ten inspectors of the Health Department were sent to the asylum. Before they left on Sunday night all inmates of pavilion F and the officers and nurses in charge had been vaccinated.

The Health Board fears a general epidemic of the disease on the island, and extraordinary efforts are being made to stamp it out in the beginning. It was said yesterday that before the disease had been diagnosed as smallpox the affected children had mingled more or less freely with the 143 children in pavilion F. More than half of these, at least, are supposed to have been within range of the contagion between Friday and Sunday, when the disease was

believed to be measles. The Health Board is going on the theory that any of all of them may develop the disease and is keeping them strictly isolated and watched by physicians.

More than two thousand wards of the city and State are endangered by the appearance of smallpox on Randall's Island. Two hundred of them are babies in the Infant Hospital. Many of them cannot be vaccinated without endangering their lives. The inspectors of the Health Board yesterday exempted many of them from vaccination. Every other person on the island, who had not been previously vaccinated, was vaccinated yesterday, including seven hundred inmates of the Orphanage, eight hundred inmates of the House of Refuge, and the officers and attendants of all four institutions.

The origin of the disease is still a mystery. It was said yesterday, however, that the contagion had probably been brought in by a nurse.

Dr. George F. Lyndes, inspector of the Board of Health, finished the medical examination of the 800 inmates of the House of Refuge, on Randall's Island, last night. His report will be considered at the meeting of the Board of Health this morning.

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GERMANY DEMANDS HIM BACK.

Music Teacher in Ohio, now an American, Receives a Peremptory Notice.

Marion, Ohio, April 19.—Professor R. O. Becker, Jr., a music teacher, received a letter yesterday from his father, R. O. Becker, Sr., of Dresden, Germany, notifying him that the military court at Leipzig, Germany, demands his appearance before the military court by April 26, to show cause why he left the German military service. The letter also states that a levy has been made upon his father by the German Government of \$2,000 yearly for his absence.

The professor says he is now an American citizen, and in case a demand is made for him through the German representative at Washington, he will ask the protection of this Government.

Three photograph signs were given to a man who agreed to buy a billboard with pictures of the original production of "Evangeline" on it. This antique was one of the best of the sale.

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Information Charging Conspiracy Against the Lieutenant Has Been Entered and a Warrant Issued—Woods Held.

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Their banking business, he said, was confined to thirty or forty checks drawn on him by Lieutenant Edward S. Farrow, who he claimed was his partner. He said the firm was composed originally of himself, a man named Phelps and Farrow. Phelps, he said, lived in Brooklyn, although Woods said he was his partner. He said the firm was composed originally of himself, a man named Phelps and Farrow. Phelps, he said, lived in Brooklyn, although Woods said he was his partner. He said the firm was composed originally of himself, a man named Phelps and Farrow. Phelps, he said, lived in Brooklyn, although Woods said he was his partner.

Three information charging conspiracy were entered against Lieutenant Farrow. A warrant for Farrow's arrest has been issued and an effort will be made to have the Grand Jury indict him to-morrow. It is claimed that this might be done a preliminary hearing in one of the conspiracy cases against him was held. The information will be sent to the Grand Jury at once, and upon the finding of an indictment requisition papers will be applied for. Farrow is still believed to be somewhere in New York State.

YTBURBIDE'S BRIEF.

The Expelled Prince is Sending Out Pamphlets Containing Evidence in His Suit.

Washington, April 19.—Prince Augustus de Yturbide is sending to his former acquaintances of the Metropolitan Club voluminous printed pamphlets containing the evidence in his suit for reinstatement in that institution, from which he was expelled last May for making scandalous charges against the daughter of a fellow member. The suit was decided against him, and he has now entered an appeal and his brief on the appeal is being likewise distributed.

Officials of the club are paying but little attention to Yturbide's efforts for reinstatement. It is claimed that should he secure the unexpected reversal of the decision of the lower court and thereby become again a member he would again be expelled on charges of "conduct unbecoming a gentleman."

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WAR DIDN'T HELP THE CITY'S SALE.

Articles Confiscated on the Streets Fail to Bring Bg Prices.

BIDDERS ALL WARY.

One Who Ventured Thirty Cents Was Looked Upon with Much Distrust.

An auction sale of unredeemed articles at the corporation yards, No. 415 West One Hundred and Twenty-third street, West Fifty-sixth street, foot of East Twenty-fourth street and foot of Livingston street, E. R., was held yesterday.

The sale embraced everything seized by the Bureau of Engraving the past year that had not been claimed. To the heart of the immortal Mrs. Toodles, who bought everything in sight because she could buy it cheaply, the sale would have given great joy. The war news from the far East had no effect on the sale, and prices were so low that Auctioneer Ryan at times threatened to shed tears. When a man bid more than 30 cents for an article he was looked upon with suspicion, and the auctioneer was afraid of being arrested and placed in the list along with others of his profession now under indictment for conspiracy to force up the price of goods.

The first item was a tool-box, three derelict timbers and a block. They failed to go well together, and the auctioneer split them, selling the tool-box to a young man for a dog house. The timbers were bought by a woman.

Let 4, a fence, went begging for a buyer until the auctioneer found a man who owned a vacant lot that would fit the fence.

A fruit stand and a booth were sold to a man who desired to build an addition to a Rialto law hotel.

A load of abandoned furniture, that looked as though it should have been treated that way, was sold to the proprietor of a Summer hotel, "five minutes' walk from the depot, shade trees, bathing and swings for the children."

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THE MOTHER PINED AWAY.

When Christina Left Home to Get Married Mrs. Ames Could Not Survive the Separation.

Separated from her daughter, who left home to wed a minister, Mrs. William H. Ames, of Hackensack, sickened and died. Her death was announced yesterday, and there are many who think the love romance of the daughter hastened the end of the aged mother.

Mr. Ames opposed the courtship of Rev. Herman Vander Wart, pastor of the First Reformed Church of Hackensack. When the wife of the pastor died last August he paid court to Miss Christina Ames, aged forty-seven years. Mr. Ames said Christina was too old to get married, and told her to choose between the pastor and her family. Miss Ames remained true to her love, and left home two weeks ago. The wedding was to have taken place this evening, but the death of Mrs. Ames yesterday morning has caused it to be postponed.

Ames is a wealthy farmer, living on the Palmyra road. Mrs. Ames, who was sixty-six years old, had been complaining for months, and it is thought that worry incident to the loss of her daughter brought on congestion of the brain.

Viaferra Gets the Limit and Smiles.

Pietro Viaferra, who was convicted of the murder of Rosa De Dio, committed at Bedford Park on January 13, was sentenced to State's prison for life yesterday by Justice Gleicher in the Criminal Branch of the Supreme Court. Viaferra was unmoved and went out of the courtroom with a smile on his face.

Ames is